

(D) OATHS.

THE COMMISSION MAY ADMINISTER OATHS.

(E) SUBPOENAS.

THE COMMISSION MAY ISSUE A SUBPOENA FOR THE ATTENDANCE OF A WITNESS TO TESTIFY OR TO PRODUCE EVIDENCE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 78B, § 11(d) and the first clause of the first sentence of (e).

In subsection (a)(2) of this section, the former phrase "as it may deem necessary" is deleted as unnecessary in light of the discretionary power of the Commission.

In subsection (c) of this section, the phrase "financial records" is substituted for the former words "books and financial or other statements" for brevity.

In subsection (d) of this section, the former word "affirmations" is deleted as included in the word "oath", in light of Art. 1, § 9 of the Code.

In subsection (e) of this section, the phrase "to produce evidence" is substituted for the former phrase "production of any and all books, memoranda or documents" to conform to the terminology used in this article.

Also in subsection (e) of this section, the Business Regulation Article Review Committee notes, for consideration by the General Assembly, that the former phrase "showing the receipts and disbursements of any person, corporation or association", is deleted because it is too restrictive about what a subpoena issued by the Commission must show.

The second clause of the first sentence of former Art. 78B, § 11(e), which set forth penalties to be imposed on a person who fails to appear before the Commission or refuses to testify, is deleted as obsolete. For contempt of court provisions that apply to persons who fail to appear or refuse to testify before the Commission, see Title 1 of this article.

Defined terms: "Commission" § 11-101

"Licensee" § 11-101

"Track" § 11-101

11-212. TESTING LABORATORY.

(A) AUTHORIZED.

THE COMMISSION MAY MAINTAIN A TESTING LABORATORY AND HAVE TESTS DONE ELSEWHERE.

(B) PAYMENT OF EXPENSES.